



Atty. Dkt. No. 040563-0167

*Handwritten initials: DAE, JON, #, DAC*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Grier et al.  
Title: TRANSVERSE OPTICAL  
ACCELERATOR AND  
GENERALIZED OPTICAL  
VORTICES  
Patent No.: 7,109,473  
Grant Date: 9/19/2006  
Appl. No.: 10/659,153  
Filing Date: 9/10/2003  
Examiner: Hashmi, Zia R.  
Art Unit: 2881  
Confirmation Number: 1851

<p align="center"><b>CERTIFICATE OF MAILING</b></p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: <b>Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450</b>, on the date below.</p> <p align="center"><u>Sherry Cunningham-Page</u> (Printed Name)</p> <p align="center"><u><i>Sherry Cunningham-Page</i></u> (Signature)</p> <p align="center"><u>November 17, 2006</u> (Date of Deposit)</p>
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**REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT**

**UNDER 37 C.F.R. §1.705(d)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants respectfully request reconsideration of the Patent Term Adjustment (PTA) included with the Issue Notification mailed August 30, 2006.

The above-identified application was filed on September 10, 2003, and is therefore eligible for application of the PTA rules. The United States Patent Office has an obligation to mail at least one of a notification under 35 U.S.C. 132 or a notice of allowance under 35 U.S.C. 151 not later than fourteen months after the date on which the application was filed under 35 U.S.C. 111(a), in accordance with 37 C.F.R. § 1.702. The Patent Office failed to act in a timely fashion on the application, as a Non-Final Office Action was not mailed to the Applicants until

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September 19, 2005. Therefore, patent term adjustment is needed for the time period beginning November 10, 2004, 14 months from application filing date and September 19, 2005, the mailing date of the Non-Final Office Action, a total of 313 days. The Applicants responded to the Non-Final Office Action on March 22, 2006. This is an Applicant delay of 93 days.

Applicants paid the issue fee on July 31, 2006 and the patent issued on September 19, 2006.

The pending application is not subject to a terminal disclaimer.

It is respectfully requested that a patent term adjustment of 220 days be issued in favor of the Applicants.

A credit card payment form in the amount of \$200.00 to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1450. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1450.

Respectfully submitted,

Date November 17, 2006

By 

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